

1636



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Paul I. Freimuth, et al.** Confirmation No. **6646**
Serial No.: **10/037,243** Group No. **1636**
Filed: **January 4, 2002** Examiner: **R. Akhavan**
For: **Facilitating Protein Folding and Solubility by Use of Peptide Extensions**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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AMENDMENT

IN RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Sir:

This Amendment is filed in response to the Notice of Non-Compliant Amendment mailed from the U.S. Patent and Trademark Office on April 19, 2005.

CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this paper (along with any papers referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

4/29/05
Date

Maria Pacella

Maria Pacella, Office of Intellectual Property and Sponsored Research

The Notice was issued because there “is discord between what is communicated in the Remarks and in the Claims Listing. Applicant asserts that claims 53-64 are pending, but the status identifier for claim 61 indicates that it is cancelled. (See Remarks, p. 12; claims p. 6). Therefore, it is unclear what Applicant intends.” The Examiner has directed the Applicants to address this conflict and to re-submit the entire “Amendments to the claims” section.

In response, the Agent for the Applicants respectfully requests the Examiner’s acceptance of the Agent’s apology for the inadvertent mistake and requests the Examiner’s consideration of the herein submitted Amendments to the Abstract, the Amendments to the Specification and “Amendments to the claims” sections as well as a revised Remarks section which are submitted in order to fully clarify the status of Claim 61. The Applicants respectfully draw the Examiner’s attention to the revisions of the Remarks section on pages 13, 14, 18, 26, 29, 31 and 33 of this paper wherein the cancellation of Claim 61 is re-affirmed.

Amendments to the Abstract begin on page 3 of this paper.

Amendments to the Specification begin on page 4 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 6 of this paper.

Remarks begin on page 13 of this paper.